

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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SUZANNE LOUGHLIN, et al.,

Plaintiff,

-against-

20 **CIVIL** 6357 (LJL)

JUDGMENT

GLENN GOORD,

Defendant.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion and Order dated September 1, 2021, the motion to dismiss is GRANTED. Because Plaintiffs already had the opportunity to amend their complaint after Defendant's first motion to dismiss and because Plaintiffs identify no facts that could cure the defects in their pleading, dismissal with prejudice is appropriate. See, e.g., *Treppel v. Biovail Corp.*, 2005 WL 2086339, at *12 (S.D.N.Y. Aug. 30, 2005) ("[T]he Court finds that leave to amend would be futile because plaintiff has already had two bites at the apple and they have proven fruitless."); accordingly, the case is closed.

Dated: New York, New York

September 2, 2021

RUBY J. KRAJICK

Clerk of Court

BY:

K. mango

Deputy Clerk